

RCE 12800
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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

To Commissioner For Patents

Please enter the following submission and withdraw the finality of the proceeding office action or withdraw any pending appeal and reopen prosecution before the Examiner.

Applicant Number	09/831,930
Filing Date	MAY 15, 2001
First Named Inventor	MATTHIAS WENDT
Group Art Unit	2831
Examiner Name	JINHEE J. LEE
Attorney Docket Number	PHDE 000004

This is an RCE under 37 C.F.R. § 1.114 of the above-identified application (which is made prior to: payment of issue fee; abandonment; notice of appeal to the CAFC; or commencement of civil action under 35 U.S.C. 145 or 146.)

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on August 8, 2003
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply 10/09/2003 DTESEM1 00000106 141270 09831930
 - ii. Affidavit(s)/Declaration(s) 01 FC:1801 770.00 DA
 - iii. Information Disclosure Statement (IDS)
 - iv. Other _____ (may not be a brief)

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (May not exceed 3 months; Fee required per 37 C.F.R. § 1.117(i))

- b. Other _____

3. Fees

- a. The Commissioner For Patents is hereby authorized to charge all required fees except the issue fee or credit any overpayments, to Deposit Account No. 14-1270

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print Type)	STEVEN R. BIREN	Registration No. (Attorney/Agent)	26,531
Signature		Date	<u>10/3/03</u>

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Alexandria, VA 22313, or facsimile transmitted to the U.S. Patent and Trademark Office tel# : _____ on the date below:

Name (Print Type)	EDNA CHAPA
Signature	
	Date <u>10/6/03</u>